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## RECORD OF ORAL HEARING

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

*Ex parte* DAVID ARSENAULT

Appeal 2007-3772  
Application 09/693,840  
Technology Center 2100

Oral Hearing Held: January 17, 2008

Before HOWARD B. BLANKENSHIP, ALLEN R. MACDONALD, and JEAN R. HOMERE, *Administrative Patent Judges*.

ON BEHALF OF THE APPELLANT:

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## PROCEEDINGS

MR. FRANCO: Good morning, Your Honors.

35 JUDGE BLANKENSHIP: Good morning. We have some things to  
36 cover before you, you begin.

1           JUDGE MACDONALD: While we're on the record can we get your  
2 business card so the Court Reporter can have your names.

3           MR. FRANCO: Don't have one with me, but I will write my  
4 information down.

5           JUDGE MACDONALD: Okay, that would be good. First item, I  
6 just want to confirm that the, the reply brief withdrew from appeal a number  
7 of the claims; Claims 7 through 11, 18 through 22, 29 through 33, and 61  
8 through 72 are no longer before us.

9           MR. FRANCO: That is correct.

10          JUDGE MACDONALD: And, we only have Claims 34 through 60  
11 before us.

12          MR. FRANCO: That is correct.

13          JUDGE MACDONALD: Okay. We fully reviewed the briefs and  
14 we conferred yesterday and with respect to the remaining claims, we  
15 agree with what you said in the brief and found it persuasive. And,  
16 basically, do you have anything to add to that?

17          MR. FRANCO: Not unless if you have any other questions for me --

18          JUDGE MACDONALD: We have no questions.

19          MR. FRANCO: -- then to clarify then. Okay.

20          JUDGE MACDONALD: Okay. We're now off the record.

21          (Whereupon, the proceedings concluded.)

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